

REMARKS

As an initial matter, Applicant would like to point out that the parent application (U.S. Pat. Appl. Ser. No. 10/117,151, filed April 4, 2002) contained two different restriction requirements. The first restriction requirement, mailed on September 5, 2003, contained a two-way restriction wherein Group 1 comprised claims 1-7 and 14-16. The second restriction requirement, mailed November 17, 2003, contained a four-way restriction wherein Group 1 comprised claims 1-11 and 14-16. Applicant cannot reconcile these two distinct restriction requirements. Accordingly, Applicant will act as if the second restriction requirement supercedes the first restriction requirement, thereby rendering the first restriction requirement void.

In a preliminary amendment filed October 6, 2003, Applicant elected to prosecute Group 1 in this divisional application. This election was with reference to the first restriction requirement, as discussed above. As previously stated, the second restriction requirement referenced a Group 1 that comprised claims 1-11 and 14-16. As a result, Applicant inadvertently mischaracterized Group 1 as claims 1-7 and 14-16, thereby inadvertently omitting claims 8-11.

Applicant notes that claims 8-11 were inadvertently canceled in the October 3, 2003, preliminary amendment. Accordingly, Applicant adds new claims 28-31, which correspond to originally-filed claims 8-11. In addition, Applicant notes that claim 1 and newly added claim 28 correct inadvertent typographical errors contained in either the as-filed claims or previously submitted claim listing. These amendments do not add new matter.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 2, 2004

By: 

John Y. Pfeifer

Reg. No. 52,120

Customer No. 22,852

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being sent via facsimile on August 2, 2004, to Examiner Tai V. Nguyen, at facsimile number (703) 308-7058.


Linda Phillips